

United States District Court
for
Middle District of Tennessee

**Report for Modifying the Conditions or Term of Supervision
with Consent of the Offender**

Name of Offender: Darnell O. Williams Case Number: 3:08-00034
Name of Sentencing Judicial Officer: Honorable Todd J. Cambell, U.S. District Court Judge
Date of Original Sentence: November 1, 2010
Original Offense: 18 U.S.C. § 922(g)(1): Felon in Possession of a Firearm
Original Sentence: Seventy (70) months; followed by 3 years' supervised release
Type of Supervision: Supervised Release Date Supervision Commenced : February 15, 2011
Assistant U.S. Attorney: Philip Wehby Defense Attorney: Jude T. Lenahan

PETITIONING THE COURT

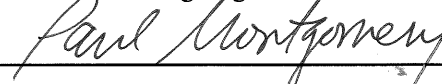
- To modify the conditions of supervised release as follows: **The defendant shall reside in a Residential Reentry Center (RRC) for up to 180 days as directed by the United States Probation Office. While residing in the RRC, the defendant shall obtain gainful employment and establish a savings account. It is recommended that the defendant's subsistence be waived during his stay at the RRC to allow the defendant to save his employment earnings to secure a residence upon release from the RRC.**

THE COURT ORDERS:

- ☐ No Action
☐ The Extension of Supervision as Noted Above
☒ The Modification of Conditions as Noted on Attached Probation Form 49
☐ Other

Considered this 9 day of
Oct, 2012 and made a part of the records
in the above case.

I declare under the penalty of perjury that
the true and foregoing is correct.



Paul Montgomery
Sr. U.S. Probation Officer



Honorable Todd J. Campbell
U. S. District Court Judge

Place: Nashville, TN

Date October 4, 2012

CAUSE

On March 2, 2009, Mr. Williams was sentenced to a custody sentence of 51 months, to be followed by three years' supervised release by the Honorable Robert L. Echols, U.S. District Court Judge. On November 1, 2010, the defendant was re-sentenced by Your Honor to a custody sentence of 40 months, to be followed by three years' supervised release. Mr. Williams began supervised release on February 15, 2011. The conditions of supervised release were reviewed with the defendant on February 23, 2011, and he was provided with a copy of the conditions.

The Court was previously notified via a Petition Form 12A on August 26, 2011, about the defendant's arrest on July 7, 2011, by Metro Nashville Police Department, for Criminal Simulation and Driving on Suspended Driver's License. Those charges were nolle on August 1, 2012.

Your Honor was also previously notified via a Petition Form 12A on July 20, 2012, about noncompliant conduct by the defendant. Specifically, the defendant submitted urine drug screens on July 2, 2012, and July 19, 2012, which confirmed positive for cocaine. Also, the defendant failed to report for random drug testing as required, and was charged with Selling Beer Without a Permit. The defendant has a court hearing in Davidson County General Sessions Court on November 15, 2012.

New Violations:

Mr. Williams submitted a urine drug screen on September 20, 2012, which confirmed positive for cocaine. He admitted he had used cocaine a few days earlier. The defendant admitted he was having difficulty remaining drug-free. He stated he needed to have more structure in his life. The probation officer suggested that placement in a halfway house would provide him with a more structured environment. The defendant was placed in outpatient drug treatment following a substance abuse assessment on August 7, 2012. He continues to receive weekly outpatient substance abuse treatment at Centerstone.

It is further noted that since the previously submitted violation report to the Court, the defendant also failed to report for random drug screens on September 7, 2012, and September 13, 2012.

The defendant signed the Probation Form 49, Waiver of Hearing to Modify Conditions, to allow placement at a Residential Reentry Center (RRC).

It is recommended that the defendant's conditions of supervised release be modified to allow him an opportunity to reside at a community corrections center (CCC) for up to 180 days. This will provide him an opportunity to secure employment, establish a savings account, and given him the structured environment he desires. Should Mr. Williams secure a residence prior to the expiration of the 180 days, he will be allowed to move to the residence pending approval of the probation officer.

Assistant U.S. Attorney Philip Wehby, concurs with the recommendation of the probation officer.

Attachment: Probation Form 49 (Waiver of Hearing to Modify Conditions)

Reviewed by:

A handwritten signature in dark ink, appearing to read "Kenneth Parham", written over a horizontal line.

Kenneth Parham

Supervisory U.S. Probation Officer

Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision

UNITED STATES DISTRICT COURT
for the
MIDDLE DISTRICT OF TENNESSEE

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By 'assistance of counsel', I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

The defendant shall reside in a Residential Reentry Center (RRC) for up to 180 days as directed by the United States Probation Office. While residing in the RRC, the defendant shall obtain gainful employment and establish a savings account. It is recommended that the defendant's subsistence be waived during his stay at the RRC to allow the defendant to save his employment earnings to secure a residence upon release from the RRC.

Witness:

Paul Montgomery
Paul Montgomery

Signed:

Darnell O. Williams
Darnell O. Williams
Probationer or Supervised Releasee

September 26, 2012
Date